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~~CONFIDENTIAL~~

EX-1031
REC-28
(IS) 100-339235 — 163

BY COURIER SERVICE

Date: April 14, 1964

To: Administrator
Bureau of Security and Consular Affairs
Department of State
Washington, D. C.

1 - Liaison
1 - Mr. Ruehl
1 - Mr. Shubatt

From: John Edgar Hoover, Director

Subject: SUSAN HEILIGMAN FRANK
INTERNAL SECURITY - CHINA
INTERNAL SECURITY ACT OF 1950
(PASSPORT SANCTION)

DECLASSIFIED BY SP5MAC/gec
ON 12/26/84 (JFK)

Reference is made to my letter dated April 3, 1964, which advised that inquiries were being conducted to determine if three former sources of this Bureau could be made available to testify at an administrative hearing in the Passport Office regarding the possible Communist Party membership of Susan Heilighman Frank.

The source identified as T-6 in the report of Special Agent Daniel A. Flynn dated July 2, 1963, at New York, New York, is not available to testify at an administrative hearing.

The source identified as T-15 in the report of Special Agent Gerald P. Reidy dated November 25, 1959, at New York, New York, is a former source of the Bureau. This individual is Ethel Klein Newton, who has previously testified as a Government witness before the Subversive Activities Control Board. Mrs. Newton advised on April 3, 1964, that she is available and willing to testify at an administrative hearing in the Passport Office.

The matters regarding which Mrs. Newton has testified have not been finally adjudicated and you may desire to contact

1 - New York (100-42479)

WFS:lat/cad
(9)

1 - 100-377684 (Ethel Klein Newton)

SEE NOTE PAGE 2

BY COURIER SVC.
81 APR 15
COMM - FBI
Tolson _____
Belmont _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
DeLoach _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

MAIL ROOM ☐ TELETYPE UNIT ☐

~~CONFIDENTIAL~~

GROUP 1
Excluded from automatic
downgrading and
declassification

UNRECORDED COPY FILED IN

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Administrator
Bureau of Security and Consular Affairs
Department of State

Assistant Attorney General J. Walter Yeagley, Internal Security Division, Department of Justice, prior to instituting any action involving Mrs. Newton.

Inquiries are continuing regarding the availability of the source identified as T-9 in the report of Special Agent Daniel A. Flynn dated July 2, 1963, at New York, New York, and you will be promptly advised regarding the availability of this individual to testify at an administrative hearing in the Passport Office.

1 - Mr. J. Walter Yeagley
Assistant Attorney General

NOTE:

Subject is on Security Index and applied for a passport on 2/18/64. State Department by letter 3/25/64 requested advice as to whether ten specific sources previously utilized in Bureau reports could be made available to testify at an administrative hearing regarding the subject's Communist Party membership. The sources listed by State Department relate to seven sources of this Bureau. Our letter of 4/3 advised State Department that four of the sources were not available to testify and the remaining three informants of interest were former sources and inquiries were being made regarding their availability. Former NY 3234-S has advised she is not willing to testify for personal reasons. This former source is the wife of Aaron Cohen who recently testified before the Subversive Activities Control Board in New York City. Former NY 1086-S is Ethel Klein Newton, who is willing and available to testify at an administrative hearing and, therefore, State Department is being advised of her identity.

This letter is classified "~~Confidential~~" as information relates to possible action to be taken against subject, the premature disclosure of which could adversely affect the national defense.

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F B I

Date: 4/6/64

Transmit the following in _____
(Type in plain text or code)Via AIRTEL _____
(Priority or Method of Mailing)

TO: DIRECTOR, FBI (100-339235)

FROM: SAC, NEW YORK (100-42479)

SUBJECT: SUSAN HEILIGMAN FRANK
IS-CH
ISA OF 1950
(PASSPORT SANCTION)CLASSIFIED BY 5668 SLD/KCL
DECLASSIFY ON: 25X (X6)
(JFK) 6/25/98

ReBuairtel 4/1/64.

Former NY 3234-S advised SA THOMAS J. DEVINE on 4/3/64 that she is not willing to testify in any proceedings. She stated that her past experiences in testifying have left her in a very nervous condition. She also stated that she has two small children and she is not inclined to leave them for any period of time.

Former NY 1086-S advised SA JOHN B. COULTON on 4/3/64 that she is willing and available to testify in an administrative hearing in the Passport Office, Washington, D.C. NY 1086-S has successfully testified in the past and it is recommended that she be released for this testimony.

A review of NY file 134-2563 reflects that as of January 1964, NY 2724-S resided at 2421 Harwood Street, [Apt. 2,] Los Angeles, California. For the information of Los Angeles, [HUANG Kuo-hao] (NY 2724-S) has identified a photograph of the subject and her husband as those individuals who displayed

3-Bureau (100-339235) (RM)
2-Los Angeles (105-15920) (HUANG Kuo-hao) (RM)
1-New York (134-2563) Inv.
1-New York (100-42479)

DAF:EG
(8)

APR 7 1964

INT-SEC

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

SECRET

CC - 81000

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NY 100-42479

slides of their trip to China at an anniversary celebration at the offices of the "China Daily News" in NYC in July 1962.

The Los Angeles Office is requested, if their files contain no information to the contrary, to contact NY 2724-S ~~35~~ to determine his availability and willingness to testify at an administrative hearing in the Passport Office, U.S. Department of State. This information should be promptly forwarded to the Bureau and should include any comments which the Los Angeles Office considers pertinent regarding the suitability of the informant to testify at an administrative hearing. The Los Angeles Office should also set forth its specific recommendations as to whether informant should be released for such testimony.

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~~SECRET~~